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August 20, 2014

VIA ECF United States District Court Honorable Steven M. Gold 225 Cadman Plaza East Brooklyn, NY 11201

Re: Sabella v. ASI et al. – Expected Witnesses at Trial

No. 06-CV-6566 (NG) (SMG)

Dear Judge Gold,

In accordance with Minute Entry (ECF Docket No. 172), please find below a list of the witnesses that plaintiff Michael Sabella expects to call in his case-in-chief at trial:

- a) Michael Sabella
- b) David Morales
- c) Wilfredo Pagan
- d) Nick Vitale
- e) Dominick Fevola
- f) Conoka Brown
- g) Giovanni Lucido
- h) Lou Pernice

Plaintiff reserves the right to call additional witnesses at trial. Additionally, there has been no progress on settlement discussions at this time. The parties have not consented to trial before a magistrate judge.

Respectfully submitted,

LEVINE & BLIT, PLLC

Russell S. Moriarty